

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26049 of 2025

Arising Out of PS. Case No.-212 Year-2024 Thana- CHENARI District- Rohtas

Babulal Ram S/O Gobardhan Ram @ Goverbhan Ram @ Gowardan Ram
Resident Of Village- Chenharaun, Post- Telari, Police Station- Chenari,
District- Rohtas Petitioner

Versus

1. The State Of Bihar
 2. Bivek Kumar Srivastava C/o Jitendra Kumar Srivastava village - fulwaria ps
chenari dist- Rohtas
- Opposite Parties

Appearance :

For the Petitioner : Mr.Raghunandan Kumar Singh, Advocate
For the Opposite Party : Mr.Zainul Abedin, A.P.P.
Mr. R.K.Raman, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 18-08-2025 Heard learned counsel for the petitioner, the State and
opposite party no.2.

2. The petitioner apprehends arrest in a case registered
for the offence punishable under sections 318(4), 352 and
351(2) of the Bharatiya Nyaya Sanhita, 2023.

3. As per the prosecution case, petitioner took cash
Rs. 4 lacs and six blank cheque from the informant/ opposite
party no.2 on pretext of providing job, with assurance that
amount would be returned either in cash or by executing land
but later on petitioner refused to return the amount or to execute
land.

4. By filing supplementary affidavit, It is submitted on
behalf of the petitioner that the petitioner is ready to return
outstanding amount of Rs.4 lacs to informant but in instalments.

5. Considering the aforesaid facts of the case, prayer
for bail of the petitioner is allowed. In the event of
arrest/surrender within eight weeks from today, let the
petitioner, mentioned above, be enlarged on provisional bail on



furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate VII, Rohtas at Sasaram in Chenari Police Station Case No. 212 of 2024, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure as well as on following conditions:-

(i) At the time of filing bail bond, Rs. 1 lac shall be returned to informant and receipt to this effect shall be furnished in the Court below.

(ii) Rest amount of Rs. 3 lacs shall be returned to the informant by the petitioner in ten equal instalments within a year thereof.

(iii) If the petitioner complies with these conditions, court below shall itself confirm the provisional bail, otherwise appropriate order would be passed by it.

(Prabhat Kumar Singh, J)

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